CHIEF SECRETARIAT

(GENERAL ADMINISTRATION DEPARTMENT)

Notification dated 29th October 1971.

No. GAD 123 INS 71. The final Inter-State Seniority list of Non-Gazetted Officcers of Public Works Department in the cadre of Junior Engineers has been published in accordance with the decisions of Government of India in Part III-I of the *Mysore Gazette* dated 30th December 1968 under Notification No. GAD 32 INS 68, dated 26th December 1968. Aggrieved by the equation of posts decided by the Government of India, Sriyuths Mohamed Ali Tahir and Chinnanna filled Writ Petition No. 6572 of 1969 in the Mysore High Court. The High Court disposed of the Write Petition on 1st September 1971. The Judgment of the High Court is annexed.

2 The petitioners and all those who are likely to be affectede by the final decisions that may be taken by the Government of India may submit their representations in *Six sets* addressed to the Secretary to the Government of India, Department of Personnel, Cabinet. Secretariat, North Block, New Delhi, through the Chief Engineer (Communication and Buildings), Public Works Department, Bangalore, within one month from the date of publication of this Notification in the Mysore Gazette, for consideration and decision by the Government of India in terms of the judgment of the High Court.

By Order and in the name of the President of India,

B. P. PATIL,
Deputy Secretary to Govt., General Admn. Dept., (Integration).

Annexure to Notification No. GAD 123 INS 71 dated 29th October 1971.

IN THE HIGH COURT OF MYSORE AT BANGALORE

Dated the 1st day of September, 1971.

Present :

The Hon'ble Mr. A. Narayana Pai, Chief Justice

and

The Hon'ble Mr. Justice M. S. Nesargi

Writ Petition Number 6572 of 69.

Mohammad Ali Tahir, S/o B. M. Tahir, No. 5, Anjanappa Lane, Old- Pension Mohalla, Mysore Road, Bangalore-18.

Chinnanna, S/o Motappa Kaval Byrasandra, Banagalore-6. (By Sri M. Rama Jais)

Vs.

Petitioners.

Union of India by its Secretary, Ministry of Home Affairs, New Delhi,

The State of Mysore, by its Chief Secretary, Vidhana Soudha, Bangalore-1. *Respondents.*

(By Shri R. S. Mahendra, H.C.G.P. for Respt. 2, Shri B. Ramachandra Rao, Senior Standing Counsel for Central Government for Respt. 1)

Writ Petition under Article 226 of the Constitution of India with an affidavit praying that in the circumstances stated therein this Court may by pleased to quash the Notification No. GAD 32 INS 68, dated 26th December 1968 issued by the Respondent No. 2 in so for as it relates to the equation of sub-Engineers and Overseers of former State of Mysore, permanent and temporary, Non-Graduate Overseers of Bombay, Non-Graduate Supervisors of Hyderabad, Non-Graduate Supervisors of Madras and Non-Graduate Section Officers of Coorg in Category II in the statement shewing the final equation of posts as decided by the Government of India etc.

This Writ Petition comming on for hearing this day, Chief Justice made the following:—

ORDER

This is a petition under Article 226 by two Officers of the Public Works Department, allottees from the erst while State of Mysore to the New State of Mysore under the States, Reorganisation Act, praying for the issue of appropriate writs for the quashing of the equation of posts made for purposes of integration falling within the category of Junior Engineers and for re-doing the same in accordance with law.

2 The final Inter-State Seniority list dated the 26th of December 1968 incorporating the impugned equation sets out the same at the end as Category II. In the said category are set out the several posts which are equated for purposes of integrating service personnel coming from different integrating areas and settling their inter-state seniority. The posts listed as equated are the following:—